IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CRIMINAL APPELLATE JURISDICTION

CRIMINAL APPLICATION NO. 1880 OF 2007

SATISH SUNDER KAMLANI ... PETITIONER

VS.

STATE OF MAHARASHTRA .. RESPONDENT

Mr.V.K.Hingorani, Advocate with Ms. Jyoti Saigal, Advocate for the petitioner.

Mr. D.P.Adsule, APP, for the State.

CORAM: J.H.BHATIA,J.

DATE : 19th June, 2007

P.C.

1. Heard Mr. Hingorani, learned Counsel for the petitoioner and Mr. Adsule, APP, for the State.

2. On a complaint by the wife of the present petitioner, crime No.I-58/2007 has been registered with the Hill Line Police Station, Ulhasnagar, against the present petitioner, his father, mother and sister. All of them filed Aplication No. 435 of 2007 for anticipatory bail before the Sessions Curt at Kalyan.

His parents and sister are granted ad-interim anticipatory bail and the matter is posted to 21.6.2007 for final hearing.

3 Meanwhile, the present petitioner filed this Application for anticipatory bail, while his application for anticipatory bail is already pending before the Sessions Court. The accused cannot be allowed to file application for anticipatory bail before the Sessions Court as well as High Court simultaneously. Therefore, it would not be proper to entertain this Application at this stage. As the application for anticipatory bail is fixed before the Sessions Court on 21.6.2007 for final hearing, some protection may be given to the petitioner.

4. Therefore, I hereby direct that police will not arrest the present petitioner till the decision of the appliction for anticipatory bail before the Sessions Court.

5. With these directions, the present Application stands disposed of.

(J.H.BHATIA,J.)